

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA  
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER

☐

DATE

**June 12, 2019**

MOTOR CARRIER MATTER

☐

DOCKET NO.

**2018-379-E**

UTILITIES MATTER

☒

ORDER NO.

**2019-427**

**THIS DIRECTIVE SHALL SERVE AS THE COMMISSION'S ORDER ON THIS ISSUE.**

**SUBJECT:**

DOCKET NO. 2018-379-E - Enrique McMilion, Jr., Complainant/Petitioner v. Duke Energy Carolinas, LLC, Defendant/Respondent - Staff Presents for Commission Consideration the Motion to Dismiss Filed by Duke Energy Carolinas, LLC.

**COMMISSION ADVISED**

Mr. Enrique McMilion, Jr., filed his Complaint December 3, 2018. Duke Energy Carolinas has moved to dismiss the Complaint by motion on January 10, 2019. The Commission's duly appointed Hearing Examiner held deadlines, or set deadlines for filing testimony pending the decision of the Commission on Duke's motion. By way of Order No. 2019-95, which was issued January 30, 2019, the Commission instructed Mr. McMilion to file any additional written testimony, along with his legal argument opposing the motion to dismiss, on or before Friday, February 15, 2019. The Commission also instructed Duke Energy to file its testimony in reply to Mr. McMilion's filings, if there were any. Since the issuance of Order No. 2019-95, some four months ago, the Commission has received no filings and no communications from Mr. McMilion. Duke filed testimony as instructed, on March 1, 2019.

Because Mr. McMilion has failed to take any further action and failed to file any response to the company's motion to dismiss, I move that the Commission grant Duke Energy Carolina's motion to dismiss in this matter.

PRESIDING: RandallSESSION: Regular

TIME: 12:30 p.m.

	MOTION	YES	NO	OTHER
BELSER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
ERVIN	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
RANDALL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WHITFIELD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WILLIAMS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

(SEAL)

RECORDED BY: J. Schmieding

